

**RECEIVED
CENTRAL FAX CENTER****MAY 19 2008**

This is a FAX transmission from our automatic Canon iR 3320 LaserJet Plain Paper FAX from Corral de Tierra, California on FAX No. (831) 886-2488. Our general Office telephone number is (831) 274-2505, please consult the enclosed for senders direct telephone number.

Sender : **PENINSULA IP GROUP**
Date : **May 19, 2008**
To : **United State Patent and Trademark Office**
Attention : **Jan M. Ludlow**
Fax Telephone No : **(571) 273-8300**
SERIAL NO. : **09/849,857**
ATTORNEY DOCKET : **HCDI1785**
Number of pages
including this cover page : **12**
Enclosed : **Res C (After Non-C) (10 pp) and 2038 Form (\$200.00) (1 pp)**

PLEASE NOTE:

This facsimile is directed in confidence solely to the person above named. The contents of this facsimile may be subject to attorney-client privileged. All rights to that privilege are expressly claimed and not waived.

We are aware that occasional transmission errors occur in routing facsimile messages. If you have received this facsimile in error, please notify us immediately by telephone (831) 274-2505 and return the original transmission to us by mail, or destroy same, without making a copy.

Thank you for your anticipated cooperation.

RECEIVED
CENTRAL FAX CENTER
MAY 19 2008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Hideki Itaya, Jason Dominik Hool, Javier
Urena, Fredrick Spears, Osamu Ohno and
Kantarō Maruoka

SERIAL NUMBER: 09/849,857

FILED: May 3, 2001

FOR: A DIAGNOSTIC INSTRUMENT WITH
OVERLAPPING CAROUSELS

PATENT

ART UNIT NO.: 1743

EXAMINER: Jan M. Ludlow

ATTORNEY DOCKET NO.:
HCDI1785

Corral de Tierra, California
May 19, 2008

I hereby certify that this Response to Restriction Requirement and the documents referred to as enclosed therein are being deposited to either via fax to (571) 273-8300 or with the United States Postal Service on May 19, 2008 in an envelope addressed to Box Non-Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Douglas A. Chaikin

Typed or printed name of person mailing paper or fee


Signature of person mailing paper

RESPONSE C (After 2nd Notice of Non-Compliant Amendment)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Responsive to the Notice dated April 17, 2008, Applicant submits this Response C. Applicant also submits Form 2038 in the amount of \$200.00. It should be noted that the earlier paper was file July 2006 and the earlier the identifier "Newly Amended" was accepted by the US/PTO on this very same case.